

RECEIVED
CENTRAL FAX CENTER

FEB 20 2007

FAX TRANSMISSION

DATE: February 20, 2007

PTO IDENTIFIER: Application Number 10/823,089-Conf. #3168
Patent Number

Inventor: Signe E. Varner et al.

MESSAGE TO: US Patent and Trademark Office

FAX NUMBER: (571) 273-8300

FROM: EDWARDS ANGELL PALMER & DODGE LLP

Lisa Swiszcz Hazzard

PHONE: (617) 439-4444

Attorney Dkt. #: 56086-CON2 (71699)

PAGES (Including Cover Sheet): 11

CONTENTS: Amendment Transmittal (1 page);
Response to Office Action and Notice of Non-Compliant (8 pages);
Certificate of Transmission (1 page).

If your receipt of this transmission is in error, please notify this firm immediately by collect call to sender at (617) 439-4444 and send the original transmission to us by return mail at the address below.

This transmission is intended for the sole use of the individual and entity to whom it is addressed, and may contain information that is privileged, confidential and exempt from disclosure under applicable law. You are hereby notified that any dissemination, distribution or duplication of this transmission by someone other than the intended addressee or its designated agent is strictly prohibited.

EDWARDS ANGELL PALMER & DODGE LLP
P.O. Box 55874, Boston, Massachusetts 02205
Telephone: (617) 439-4444 Facsimile: (617) 439-4170

HTO/SIV97 (00-04)

Approved for use through 07/31/2000, OMB 0651-0031

U. S. Patent and Trademark Office, U. S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

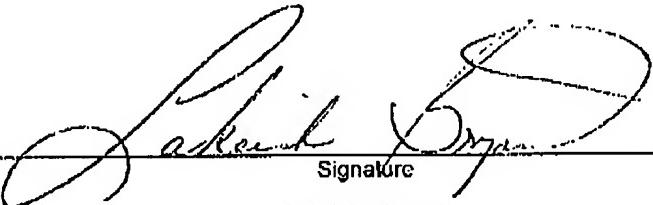
Application No. (if known): 10/823,089

Attorney Docket No.: 56086CON2 (71699)

Certificate of Transmission under 37 CFR 1.8

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office.

on February 20, 2007
Date


Signature

Lakeisha Bryant

Typed or printed name of person signing Certificate

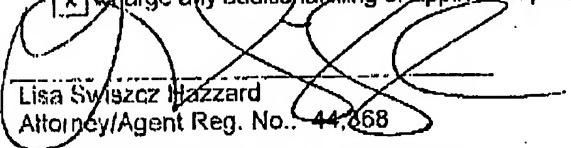
Registration Number, if applicable

(617) 439-4444
Telephone Number

Note: Each paper must have its own certificate of transmission, or this certificate must identify each submitted paper.

Amendment Transmittal (1 page);
Response to Office Action and Notice of Non-Compliant (8 pages).

BEST AVAILABLE COPY

AMENDMENT TRANSMITTAL LETTER				Docket No. 56086CON2 (71699)	
Application No. 10/823,089-Conf. #3168	Filing Date April 12, 2004	Examiner B. Huh		Art Unit 3767	
Applicant(s): Signe E. Varner et al.					
Invention: DEVICES FOR INTRAOCULAR DRUG DELIVERY					
TO THE COMMISSIONER FOR PATENTS					
Transmitted herewith is an amendment in the above-identified application.					
The fee has been calculated and is transmitted as shown below.					
CLAIMS AS AMENDED					
Total Claims	Claims Remaining After Amendment	Highest Number Previously Paid	Number Extra Claims Present	Rate	
24	- 24 =	0	x 50.00	0.00	
Independent Claims	3	- 3 =	0	x 200.00	0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					
Other fee (please specify):					
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT: 0.00					
<input checked="" type="checkbox"/> Large Entity	<input type="checkbox"/> Small Entity				
<input checked="" type="checkbox"/> No additional fee is required for this amendment.					
<input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of \$ _____. A duplicate copy of this sheet is enclosed.					
<input type="checkbox"/> A check in the amount of \$ _____ to cover the filing fee is enclosed.					
<input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.					
<input checked="" type="checkbox"/> The Director is hereby authorized to charge and credit Deposit Account No. 04-1105 as described below. A duplicate copy of this sheet is enclosed.					
<input checked="" type="checkbox"/> Credit any overpayment.					
<input checked="" type="checkbox"/> Charge any additional filing or application processing fees required under 37 CFR 1.16 and 1.17.					
Dated: February 20, 2007					
 Lisa Szwcz Hazzard Attorney/Agent Reg. No. 44,868					
EDWARDS ANGELL PALMER & DODGE LLP P.O. Box 55874 Boston, Massachusetts 02205 (617) 439-4444					

FEB-20-2007 TUE 03:44 PM E A P & D

FAX NO. 6174394170

P. 04/11

Attorney Docket No. 56086CON2 (71699)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED
CENTRAL FAX CENTER

In re the application of: Varner et al.

FEB 20 2007

Application No.: 10/823,089

Examiner: Benjamin Huh

Filed: April 12, 2004

Group Art Unit: 3767

For: DEVICES FOR INTRAOCULAR DRUG DELIVERY

RESPONSE TO OFFICE ACTION AND NOTICE OF NON-COMPLIANT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This communication is filed in response to the Office Action of July 24, 2006 and Notice of Non-Compliant of February 9, 2007.

Amendments to the claims begin on page 2.

Remarks begin on page 6.